

08-CV-01409-ORD

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ILAN KENIG,

Plaintiff,

v.

MICHAEL MUKASEY, *et al.*,

Defendants.

NO. C08-1409-TSZ

**STIPULATED ORDER FOR
DISMISSAL OF ACTION WITH
PREJUDICE PURSUANT TO FED.
R. CIV. P. 41(a)(1)(A)(ii)**

STIPULATION

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff, by and through his attorney, Daniel-Fagan-Smith, and Defendants, by and through their attorney of record, Sherease Pratt, hereby stipulate to dismissal of the above-titled action with prejudice.

The parties stipulate that:

- 1) Plaintiff was re-interviewed on his N-400 naturalization application by USCIS on Thursday March 5, 2009. At that time, in response to Defendants' request for additional information, Plaintiff submitted a large volume of documents.
- 2) After re-interviewing Plaintiff, and reviewing his submissions, USCIS adjudicated his N-400 naturalization application, deciding to grant the application.
- 3) Plaintiff took the oath of allegiance to the United States on March 24, 2009, at 2:00p.m., at the United States Department of Homeland Security, Citizenship and

Immigration Service, 12500 Tukwila International Blvd., Seattle, Washington
98168-2506.

- 4) As a result, the above-captioned action is rendered moot. Accordingly, Plaintiff and Defendant agree to dismiss the above-captioned action with prejudice.
- 5) Plaintiff will not seek attorney's fees or costs under the Equal Access to Justice Act, or any other provision of law, associated with the above-captioned matter.
- Each party will bear its own fees and costs.

Respectfully submitted,

DATED: April 1, 2009.

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MILLAR FAGAN-SMITH, PLLC
Attorney for Plaintiff

MICHAEL F. HERTZ
Acting Assistant Attorney General

/s/ Daniel Fagan-Smith
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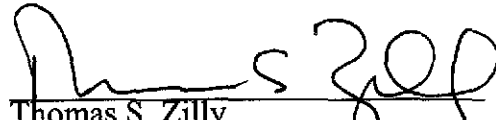
ELIZABETH J. STEVENS
Assistant Director
Office of Immigration Litigation
District Court Section

/s/ Sherease Pratt
SHEREASE PRATT
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Attorneys for Defendants

ORDER

Pursuant to the stipulation, **IT IS SO ORDERED.**

DATED this 6 day of April, 2009.


Thomas S. Zilly
United States District Judge

Presented by:

DATED: April 1, 2009.

MILLAR FAGAN-SMITH, PLLC

/s/ Daniel Fagan-Smith
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Attorney for Plaintiff

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